

Message Text

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61
ACTION IO-10

INFO OCT-01 ISO-00 AF-06 ARA-06 EA-06 EUR-12 NEA-10

CIAE-00 DODE-00 PM-03 H-02 INR-07 L-03 NSAE-00 NSC-05

PA-01 PRS-01 SP-02 SS-15 USIA-06 DHA-02 JUSE-00 /098 W
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R 081435Z AUG 75
FM AMEMBASSY STOCKHOLM
TO SECSTATE WASHDC 5342
INFO AMEMBASSY BONN
AMEMBASSY CANBERRA
AMEMBASSY THE HAGUE
AMEMBASSY LONDON
AMEMBASSY ROME
USMISSION USUN NEW YORK
USMISSION GENEVA

LIMITED OFFICIAL USE STOCKHOLM 3900

E.O. 11652: N/A
TAGS: PFOR, UN, SHUM, SW
SUBJECT: FIFTH U.N. CONGRESS ON PREVENTION OF CRIME AND THE
TREATMENT OF OFFENDERS, GENEVA, SEPT. 1975-PROBLEMS
OF TORTURE (AGENDA ITEM 4)

REF: STATE 184613

1. WE DISCUSSED U.S. THINKING ON PROBLEM OF TORTURE AND
OTHER CRUEL, INHUMAN OR DEGRADING TREATMENT OR PUNISHMENT
WITH THE DIRECTOR OF THE MFA'S JURIDICAL DIVISION, H.
DANELIUS. DANELIUS SAID GOS WOULD SUPPORT U.S. EFFORTS
AT GENEVA CONFERENCE TO AMEND SMR RULES 4 (1) AND
84 (1) TO MAKE CLEAR THEY APPLY TO ALL PERSONS UNDER
DETENTION WHETHER BY JUDICIAL OR EXECUTIVE ACTION.

2. REGARDING POSSIBILITY OF ADOPTION OF RESOLUTION AT
CONGRESS SETTING UP WORKING GROUP TO REVIEW DRAFT
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PRINCIPLES OF FREEDOM FROM ARBITRARY ARREST AND DETENTION.

DANELIUS SAID GOS AND THE DUTCH GOVERNMENT HAVE PREPARED PRELIMINARY DRAFT OF RESOLUTION WHICH THEY WOULD PROPOSE TO PRESENT TO UNGA ON GENERAL SUBJECT OF TORTUREAM ACCORDING TO DANELIUS, THE JOINT SWEDISH-DUTCH DRAFT WILL BE DISCUSSED AT MEETING AUGUST 13 IN NEW YORK AT WHICH U.S. WILL ALSO PARTICIPATE. IN VIEW OF THIS, DANELIUS SAID GOS FROM TACTICAL POINT OF VIEW WOULD BE RELUCTANT TO SUPPORT RESOLUTION AT CONGRESS WHICH WOULD SET UP WORKING GROUP TO REVIEW DRAFT PRINCIPLES ON FREEDOM FROM ARBITRARY ARREST AND DETENTION. WHILE GOS AGREES IN PRINCIPLE ABOUT DESIRABILITY OF SUCH A RESOLUTION, IT CONSIDERS IT "TOO AMBITIOUS" FOR GENEVA CONGRESS TO CONSIDER, DANELIUS SAID.

3. GOS DELEGATES TO CONGRESS, ACCORDING TO DANELIUS, WILL BE NILS LARSSON, CHIEF OF JURIDICAL AFFAIRS SECTION OF MFA, AND JAN STAHL, FROM GOS MISSION TO U.N.

4. DANELIUS PROVIDED EMBASSY WITH DRAFT OF JOINT GOS-GON RESOLUTION, WHICH HE SAID IS ALSO BEING MADE AVAILABLE TO USUN. PLEASE INFORM US IF DRAFT NOT AVAILABLE IN DEPARTMENT.
HIRABAYASHI

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